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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application of: Yguerabide *et al.*

Confirmation No. 5342

Application No.: 09/932,128

Group Art Unit: 1641

Filed: August 16, 2001

Examiner: YANG, NELSON C.

For: Analyte Assay Using Particulate Labels Attorney Docket No.: 11032-021

**RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

S I R :

In response to the outstanding Notice of Non-Compliant Amendment dated April 13, 2004 in connection with the above-identified patent application and in accordance with Rule 115 of the Rules of Practice, please enter the following amendments and consider the following remarks.

Please amend the above-identified application as follows:

**Amendments to the Claims** begins on page 2 of this paper.

**Remarks** begins on page 11 of this paper.